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DATE: 13 April 2006

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ATTENTION: EXAMINER V. K. Hwang

COMPANY NAME: U.S.P.T.O., Art Unit # 3764

TO FAX NUMBER: (571) 273-8300

TRANSMITTING FROM: ROSENBERG, KLEIN & LEE

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OUR DOCKET NO. MR1115-490

APPLICATION NO: 10/721,882

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ADDITIONAL COMMENTS:

TERMINAL DISCLAIMER FOR ENTRY

MR1115-490

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Yun Yu Chuang et al. :  
Serial No: 10/721,882 : Art Unit #3764  
Filed: 26 November 2003 : Examiner:  
Title: WRIST EXERCISER HAVING : V. K. Hwang  
DISPLAY AND TRANSMISSION  
DEVICE

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TRANSMITTAL OF TERMINAL DISCLAIMER


Honorable Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicants, by the undersigned attorney, hereby submit a Terminal Disclaimer to obviate an obviousness-type double patenting rejection made in the outstanding Office Action dated 13 December 2005. This Terminal Disclaimer is being filed concurrently with an Amendment responsive to the outstanding Office Action and a one month Extension of Time.

The Terminal Disclaimer fee is \$65.00 and the Director of Patents and Trademarks is hereby authorized to charge the Extension of Time fee of \$65.00, and any further fees necessary in this filing, to Deposit Account #18-2011.

Respectfully submitted,  
For: ROSENBERG, KLEIN & LEE

  
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Dated: 4/13/2006

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this paper is being facsimile transmitted to the U.S. Patent and Trademark Office, Art Unit #3764, at (571) 273-8300, on the date shown below.

For: ROSENBERG, KLEIN &amp; LEE

  
DAVID I. KLEIN

13 April 2006  
Date

PTO/SB/26 (09-04)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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**TERMINAL DISCLAIMER TO OBTAIN A DOUBLE PATENTING  
REJECTION OVER A "PRIOR" PATENT**Docket Number (Optional)  
MR1115-490

In re Application of: Yun Yu Chuang et al.

Application No.: 10/721,862

Filed: 26 November 2003

For: WRIST EXERCISER HAVING DISPLAY AND TRANSMISSION DEVICE

The owner, Yun Yu Chuang and Ming Hung Lin, of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term prior patent No. 6,623,405 as the term of said prior patent is defined in 35 U.S.C. 154 and 173, and as the term of said prior patent is presently shortened by any terminal disclaimer. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of the term of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 and 173 of the prior patent, "as the term of said prior patent is presently shortened by any terminal disclaimer," in the event that said prior patent later:

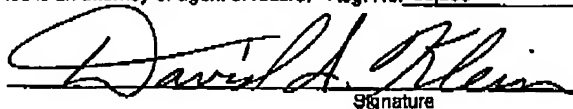
- expires for failure to pay a maintenance fee;
- is held unenforceable;
- is found invalid by a court of competent jurisdiction;
- is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321;
- has all claims canceled by a reexamination certificate;
- is reissued; or
- is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

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1. ☐ For submissions on behalf of a business/organization (e.g., corporation, partnership, university, government agency, etc.), the undersigned is empowered to act on behalf of the business/organization.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

2. ☒ The undersigned is an attorney or agent of record. Reg. No. 33,253

  
Signature

4/13/2006  
Date

David I. Klein

Typed or printed name

(410) 465-6678  
Telephone Number

- ☒ Terminal disclaimer fee under 37 CFR 1.20(d) included.

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This collection of information is required by 37 CFR 1.321. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1460, Alexandria, VA 22313-1460.

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